

AMENDED

Nº 43394

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAR 26 1981
Returned to applicant for correction..... MAY 18 1981
Corrected application filed..... SEP 4 1981
Map filed..... SEP 4 1981 under 43392

The applicant..... United States of America - Forest Service
324 25th Street....., of..... Ogden
Street and No. or P.O. Box No. City or Town
Utah 84401....., hereby make..... application for permission to appropriate the public
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... Waterspout Spring
Name of stream, lake or other source.
2. The amount of water applied for is..... 0.12..... second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... livestock & wildlife water
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered)..... 1250 sheep, 290 cattle, 40 horses,
360 deer
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SW¼ NW¼ Sec 6, T25N R57E, MDB&M
(unsurveyed) or at a point bearing South 79° 59' East a distance of 10,600
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
feet from the SW section corner of Sec 35, T26N R56E, MDB&M
it should be stated.
6. Place of use..... portions of SW¼ NW¼ Sec 6, T25N R57E; NW¼ NW¼ Sec 1, NE¼ NE¼ Sec 12,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
NW¼ NW¼ Sec 11, SE¼ NE¼ Sec 9, SE¼ SW¼ Sec 9, SE¼ NE¼ Sec 3, and NW¼ SE¼ Sec 4
all in T25N R56E (unsurveyed)
7. Use will begin about..... 16 May..... and end about..... 31 October....., of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... headbox with pipeline to 8 troughs

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$30,000.....
10. Estimated time required to construct works.....in place.....
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....1 year.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is filed to perfect the water right and secure a final certificate.
Vested rights (Proof 03362) are not waived by the filing of this application.
Please address any future correspondence to the Humboldt National Forest, 976 Mtn
City Hwy, Elko NV 89801

United States of America - Forest Service
By s/Richard F. Sanders
(for) L. KENT MAYES, Jr., applicant or agent DRF, Resources
324 25th Street, Ogden, Utah 84401

Compared bc/bl js/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued subject to the State Engineer's ruling #3242 dated October 4, 1985.

The period of use of this permit is limited to May 16th to October 31st of each year.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.02.....cubic feet per second, or sufficient to water.....1250 sheep, 290 head of cattle, 40 horses and 360 deer.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....November 21, 1986.....

Proof of completion of work shall be filed before.....December 21, 1986.....

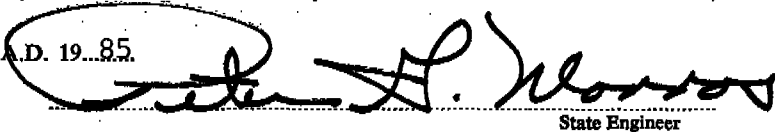
Application of water to beneficial use shall be made on or before.....November 21, 1988.....

Proof of the application of water to beneficial use shall be filed on or before.....December 21, 1988.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....DEC 12 1986.....
Proof of beneficial use filed.....DEC 15 1989.....
Cultural map filed.....
Certificate No. 12574 Issued NOV 19 1990

IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this.....21st.....day of.....November.....

A.D. 19..85.

State Engineer